



06-21-04...

IFW

CASE N-32809A

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June 18, 2004

Date of Deposit

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1615

GIBSON ET AL.

APPLICATION NO: 10/721,652

FILED: NOVEMBER 25, 2003

FOR: PREBIOTIC COMPOSITIONS

**MS: Amendment**

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants believe this paper is being filed before the mailing date of a first Office Action on the merits, and so under 37 C.F.R. §1.97(b)(3) no fees are required. If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0134.

In accordance with 37 C.F.R. §1.56, applicants wish to call the Examiner's attention to the references cited on the attached form(s) PTO-1449.

In addition, applicants wish the examiner to note the following U.S. publication: 2002/0015990 published February 7, 2002.

Furthermore, the foreign document listed in the table below is not in English, but applicants are providing what they believe to be an English language equivalent.

Foreign Application	English Equivalent
DE 196 53 354	AU 718640

Only the English Equivalents are listed on the PTO-1449 form and are enclosed herewith. If the examiner requests, applicants will provide copies of the foreign documents.

Copies of these references are enclosed herewith.

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 form(s).

Respectfully submitted,

Novartis  
Corporate Intellectual Property  
One Health Plaza, Building 430  
East Hanover, NJ 07936-1080  
(862) 778-7877

  
\_\_\_\_\_  
John W. Kung  
Attorney for Applicants  
Reg. No. 44,199

Date: *June 18, 2004*

## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

ATTY. DOCKET NO.

N-32809A

APPLICATION NO.

10/721,652

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GIBSON ET AL.

FILING DATE

NOVEMBER 25, 2003

Group

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	AA	5,444,054	8/22/95	Garleb et al.			
	AB	5,531,989	7/2/96	Paul			
	AC	5,776,887	7/1/98	Wibert et al.			
	AD	5,780,451	7/14/98	DeMichele et al.			
	AE	5,952,314	9/14/99	DeMichele et al.			
	AF	6,451,584	9/17/02	Tomita et al.			
	AG	6,468,987	10/22/02	Demichele et al.			
	AH						
	AI						
	AJ						
	AK						
	AL						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AM	EP 0 756 828	8/4/95	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	AN	EP 0 834 317	6/11/96	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	AO	EP 1 010 372	12/13/99	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	AP	EP 1 105 002	8/11/99	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	AQ	EP 1 175 905	7/24/00	Europe			<input type="checkbox"/>	<input type="checkbox"/>

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

	AR	UK Search Report
	AS	
	AT	

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.

**INFORMATION DISCLOSURE CITATION**

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**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	CA	EP 1 254 664	7/2/96	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	CB	WO 97/02829	1/30/97	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CC	WO 97/29763	8/21/97	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CD	WO 00/08948	2/24/00	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CE	WO 01/64225	9/7/01	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CF	WO 02/07533	1/31/02	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CG	WO 02/39835	5/23/02	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CH	WO 02/051264	7/4/02	PCT			<input type="checkbox"/>	<input type="checkbox"/>
	CI	JP11302182	11/2/99	Japan (Abstract)			<input type="checkbox"/>	<input type="checkbox"/>
	CJ	JP4311384	11/4/92	Japan (Abstract)			<input type="checkbox"/>	<input type="checkbox"/>
	CK	JP2002051731		Japan (Abstract)			<input type="checkbox"/>	<input type="checkbox"/>
	CL	AU 718640	12/8/97	Australia			<input type="checkbox"/>	<input type="checkbox"/>
	CM						<input type="checkbox"/>	<input type="checkbox"/>
	CN						<input type="checkbox"/>	<input type="checkbox"/>
	CO						<input type="checkbox"/>	<input type="checkbox"/>
	CP						<input type="checkbox"/>	<input type="checkbox"/>
	CQ						<input type="checkbox"/>	<input type="checkbox"/>
	CR						<input type="checkbox"/>	<input type="checkbox"/>
	CS						<input type="checkbox"/>	<input type="checkbox"/>
	CT						<input type="checkbox"/>	<input type="checkbox"/>
	CU						<input type="checkbox"/>	<input type="checkbox"/>
	CV						<input type="checkbox"/>	<input type="checkbox"/>
	CW						<input type="checkbox"/>	<input type="checkbox"/>
	CX						<input type="checkbox"/>	<input type="checkbox"/>
	CY						<input type="checkbox"/>	<input type="checkbox"/>
	CZ						<input type="checkbox"/>	<input type="checkbox"/>

**EXAMINER**

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